

JAN 22 2004

J. ERNEST KENNEY
EUGENE MAR
RICHARD E. FICHTER
THOMAS J. MOORE
ERIC S. SPECTOR
FELIX J. D'AMBROSIO
JOSEPH DEBENEDICTIS
BENJAMIN E. URCLIA
WONKI PARK
JUSTIN J. CASSELL

LAW OFFICES
BACON & THOMAS, PLLC
625 SLATERS LANE - FOURTH FLOOR
ALEXANDRIA, VIRGINIA 22314-1176
U.S.A.

OFFICIAL

TELEPHONE
(703) 683-0500

FACSIMILE
(703) 683-1080
(703) 683-0884

E-Mail
mail@baconthomas.com

GEORGE CHUNG CHIN CHEN

* BAR OTHER THAN VA.
* REG. PATENT AGENT

FACSIMILE COMMUNICATION

To: EXAMINER Thanh X. LUU

Date: January 22, 2004

Fax #: 703 872-9306

Re: Achim PHILIPP et al.
Application No. 09/777,867

From: Justin J. Cassell

Total pages: 23

Confidential/Privileged

This communication contains confidential information that is intended to be received and read only by the party named as addressee (listed after "To:" at the left). This communication may contain information that is subject to the attorney/client privilege and/or a court order restricting its dissemination. No one else is entitled to read, use, copy or disseminate this communication or the information contained herein. If you are not the addressee, or the agent of the addressee, then contact us immediately by telephone (collect) or facsimile and arrangements will be made for the return to us of this communication.

Thank you, BACON & THOMAS, PLLC.

Message: Enclosed is a COPY of the Information Disclosure Statement along with copies of the two cited references and European Patent Office search report. Also enclosed is a copy our receipt card with Patent and Trademark Office stamp acknowledging receipt on September 3, 2003.

Customer 23364

BACON & THOMAS
625 Slaters Lane 4th Fl., Alexandria, VA 22314**PATENT APPLICATION**
(PENDING)

Serial No: 09/777,867

Filed: February 7, 2001

Attorney Docket:
PHIL3005/JEK/JJC

Applicant(s): Achim PHILIPP et al.

☒ MAILROOM☐ ART UNIT☐Special Instructions:

The PTO stamp hereon acknowledges receipt of:

- | | | |
|---|---|--|
| <input type="checkbox"/> Amendment | <input type="checkbox"/> Missing Parts Response w/Decl. | <input type="checkbox"/> Request for Refund |
| <input type="checkbox"/> Check | <input type="checkbox"/> Appeal Brief (Triplicate) | <input type="checkbox"/> |
| <input type="checkbox"/> Issue Fee | <input type="checkbox"/> Priority Documents(s) | <input type="checkbox"/> Assignment, including cover sheet and fee of \$ |
| <input type="checkbox"/> Second Preliminary Amendment | <input type="checkbox"/> Notice of Appeal | |
| <input type="checkbox"/> Extension of Time Petition | <input type="checkbox"/> Substitute Declaration | |
| <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Information Disclosure Stmt. — <input checked="" type="checkbox"/> w/refs - Two. | |
| <input type="checkbox"/> Reply Brief (Triplicate) | <input type="checkbox"/> Request for CPA | |
| <input type="checkbox"/> Sheets of Drawings — | <input type="checkbox"/> Formal <input type="checkbox"/> Informal | |
| <input type="checkbox"/> Sm. Entity Statements — | <input type="checkbox"/> Inv. <input type="checkbox"/> Sm. Bus. <input type="checkbox"/> Non-Inv. <input type="checkbox"/> Non-Profit | |
| <input type="checkbox"/> | | |
| <input type="checkbox"/> | | |



Filed By: JJC/jfm

Due Date: _____

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

IN RE APPLICATION OF: ACHIM PHILIPP ET AL.

SERIAL NO.: 09/777,867

CONFIRMATION NO.: 4065

GROUP ART UNIT: 2878

FILED: February 7, 2001

EXAMINER: Thanh X. LUU

FOR: APPARATUS AND METHOD FOR DETERMINING
BANK NOTE FITNESS

ATTY. REFERENCE: PHIL3005/JEK/JJC

CUSTOMER NO: 23364

COMMISSIONER FOR PATENTS
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a INFORMATION DISCLOSURE STATEMENT in the above-identified application.

- ☐ Small entity status under 37 CFR 1.9 and 1.27 is claimed.
☐ No additional fee is required.

The fee, if any, has been calculated as shown below:

Fee Basis	Number of Claims After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity	Full Fee
Total Claims		¹	³	$\times \$9 =$	$\times \$18 =$
Independent Claims		²	³	$\times \$42 =$	$\times \$84 =$
<input type="checkbox"/> First Presentation of Proper Multiple Dependent Claim				$+ \$140 =$	$+ \$280 =$
TOTAL					

¹ If less than 20 enter 20.² If less than 3 enter 3.³ If less than 0 enter 0.

- ☐ Please charge my Deposit Account Number 02-0200 in the amount of \$ _____. A duplicate copy of this sheet is attached.
- ☒ A check in the amount of \$180.00 to cover the Information Disclosure Statement fee is attached.
- ☐ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to Deposit Account Number 02-0200. A duplicate copy of this sheet is attached.
- ☒ Also enclosed is/are: Two cited references

BACON & THOMAS, PLLC
625 SLATERS LANE - FOURTH FLOOR
ALEXANDRIA, VIRGINIA 22312-1176
(703) 683-0500

DATE: September 3, 2003

Respectfully submitted,



JUSTIN J. CASSELL

Attorney for Applicants

Registration Number: 46,205

S:\Prodcert\jek\PHILIPP - 7778676ds transmittal.wpd

COPY

(01OCT2001)

JAN 22 2004

OFFICIAL PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Inventor: Achim PHILIPP et al.

Examiner: Thanh X. LUU

Serial No: 09/777,867

Art Unit: 2878

Filed: February 7, 2001

Atty Dkt: PHIL3005/JEK/JJC

Confirmation No.: 4065

Customer No.: 23364

For: APPARATUS AND METHOD FOR DETERMINING BANK NOTE
FITNESS

INFORMATION DISCLOSURE STATEMENT

Commissioner For Patents
Washington, D.C. 20231

Sir:

Pursuant to Rule 37 C.F.R. §§ 1.51(b), 1.56, 1.97 and 1.98, this Information Disclosure Statement is submitted in the above-identified patent application. A listing of documents to be published on the face of any patent granted from this application is submitted herewith on Form PTO-1449. Any other documents or information submitted for consideration by the Examiner are listed in this paper.

Additional Documents or Information Not Listed on Accompanying Form PTO-1449 Submitted for Consideration

Search Report from European Patent Office dated June 28, 2001 in related European Patent application 01 10 2737.

COPY

Application No.: 09/777,867
Examiner: Thanh X. LUU
Group Art Unit: 2878

**Concise Statement of Relevancy
(Non-English Language Documents Only)**

All of the documents mentioned on the accompanying Form PTO-1449 are mentioned in the European Search Report dated June 28, 2001.

JP-04-307693 relates to a sheet discriminating device having light sources that are alternately switched on.

Statement of Timeliness

This Information Disclosure Statement is submitted after three months from (i) the filing date of the above-identified U.S. National Patent application, or (ii) after three months from entry into the U.S. National Stage of the above-identified International Application, or (iii) the date of entry into the U.S. National Stage of the International Application that has been assigned the above-identified U.S. Patent application number, whichever applies; and after the mailing date of the first Office Action on the merits of the above-identified application, but prior to issuance of any Final Action, Notice of Allowance, or Action closing prosecution sent in such application. The certification under 37 C.F.R. § 1.97(e) is submitted separately or below, or the fee required under 37 C.F.R. § 1.97(c) and § 1.17(p) is submitted herewith.

It will be noted that a Request for Continued Examination was filed on August 27, 2003 removing finality of the Final Office Action of May 27, 2003.

Patent Copies

It will be noted that U.S. Patent 5,304,813 was cited in the Information Disclosure Statement on Form PTO 1449 filed May 7, 2001, and U.S. Patent 4,587,434 was cited on the Form PTO 892 in the Office Action of October 17, 2002. Accordingly, Applicants presume that the Examiner already has copies of these references and such references are not listed on the Form PTO 1449 included herewith.

Copies of the remaining references are provided herewith.

COPY

Application No.: 09/777,867
Examiner: Thanh X. LUU
Group Art Unit: 2878

Conclusion

The Examiner is requested to acknowledge consideration of the information provided in this paper in accordance with prescribed procedures.

If any issues remain that may be resolved by a telephone or facsimile communication with the Applicants' Attorney, the Examiner is invited to contact the undersigned at the numbers shown below.

BACON & THOMAS, PLLC
625 Slaters Lane, Fourth Floor
Alexandria, Virginia 22314-1176
Phone: (703) 683-0500

Date: September 3, 2003

S:\Producer\jek\PHILIPP - 777867.2nd lds.wpd

Respectfully submitted,



JUSTIN J. CASSELL
Attorney for Applicants
Registration No. 46,205

COPY

Sheet 1 of 1

B/O Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office Information Disclosure Statement by Applicant	Attorney Docket Number	Serial Number
	PHIL3005/JEK/JJC	09/777.867
	Applicant	
	Achim PHILIPP et al.	
	Filing Date	Group
	07 February 2001	2878

U.S. Patent Documents

Examiner Initial	Document Number	Date	Patentee/Applicant	Class	Subclass	Filing Date If Appropriate

Foreign Patent Documents

Examiner Initial	Document Number	Publication Date	Country/Agency	Class	Subclass	Translation	
						Yes	No
	0660277	June 1995	EPO				
	04307693	Oct. 1992	Japan				

Other Documents (Including Author, Title, Date, Pertinent Pages, Place of Publication, Etc.)

Examiner	Date Considered
----------	-----------------

EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP 609; Draw a line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

COPY